



BANNER & WITCOFF, LTD.
INTELLECTUAL PROPERTY LAW

RECEIVED
CENTRAL FAX CENTER 601 SW SECOND AVENUE, #1900
PORTLAND, OREGON 97204

JUN 23 2005

TEL: 503.425.6800
FAX: 503.425.6801
www.bannerwitcoff.com

FACSIMILE TRANSMITTAL SHEET

To:	FROM:
Examiner J. Kavanaugh	Byron S. Kuzara
COMPANY:	DATE:
U.S.P.T.O.	June 23, 2005
FAX NUMBER:	TOTAL NO. OF PAGES:
703-872-9306	18
RE:	OUR REFERENCE NO.:
U.S. Serial No. 10/681,321	005127.00234

If you do not receive all page(s) or have any problems receiving this transmission, please call:

NAME:	Lesa Wolman	PHONE:	503-425-6800
--------------	-------------	---------------	--------------

COMMENTS:

IMPORTANT/CONFIDENTIAL: This message is intended only for the use of the individual or entity to whom it is addressed. This message contains information from the law firm of BANNER & WITCOFF, LTD. which may be privileged, confidential or exempt from disclosure under applicable law. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution, retention, archiving, or copying of the communication is strictly prohibited. If you have received this communication in error, please notify us immediately at our telephone number listed above. We will be happy to arrange for the return of this message to our offices at no cost to you.

CHICAGO

WASHINGTON, D.C.

BOSTON

PORTLAND,
OR

JUN 23 2005

Certificate Of Transmission

I hereby certify that this correspondence is being transmitted by facsimile to the United States Patent and Trademark Office at telephone number (703) 872-9306 on June 23, 2005.

Respectfully submitted,

By: Byron S. Kužara
 Registration Number 51,255
 Banner & Witcoff, Ltd.

PATENT**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

<i>In re Application of</i>)	Art Unit: 3728
Tobie D. HATFIELD, et al.)	Examiner: Kavanaugh, J.T.
Serial Number 10/681,321)	Attorney Reference: 005127.00234
Filed: October 9, 2003)	
For: ARTICLE OF FOOTWEAR WITH A)	
STRETCHABLE UPPER AND AN)	
ARTICULATED SOLE STRUCTURE)	

PRELIMINARY AMENDMENT

Commissioner for Patents
 Alexandria, VA 22313

Sir:

Prior to examination on the merits, the Applicants respectfully request that the application be amended as indicated below: